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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
10/018,985	12/19/2001	Olle Inganas	BERGLUNDS P0021 4696		
27667	7590 09/17/2004		EXAMINER		
•	LOWAY P.C. IING STREET	DAWSON, GLENN K			
TUCSON, AZ 85701			ART UNIT	PAPER NUMBER	
			3731		

DATE MAILED: 09/17/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary    Examiner		·····	Applica	tion No.	Applicant(s)					
## Examiner   Art Unit   3731  ## The MALLING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MALLING DATE OF THIS COMMUNICATION.  Enterteems of time may be retainable under the probleme of 3° CPR 1.136(a). In no event, however, may a reply be timely filled.  If the period for reply specified above, the manifrom statistical period will apply under with the provision of 10° CPR 1.136(a). The communication of 10° CPR 1.136(b). The communication of 10° CPR 1.136(b)										
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THE MAILING DATE OF THIS COMMUNICATION.  Edencision from myb be variabled under the provision of 3 CFR 1.13(6). In no event, however, may a reply be timely field of the CN (6) MONTHS from the mailing date of this communication.  It is a common to the property expected date with the himself of the communication.  Fallow to reply verbile the test of extended period for reply vell, by adults, cause the application to become ARANDONED GS U.S.C. § 133. Any reply received by the Office and test than three maining date of this communication.  Fallow to reply vells the set or extended period for reply vell, by adults, cause the application to become ARANDONED GS U.S.C. § 133. Any reply received by the Office after than three maining date of this communication, even if timely filed, may reduce any search plates term adjustment. See 37 GFR 1.76(b).  Status  1) Responsive to communication(s) filed on Off June 2004.  2a) This action is FINAL.  2b) This action is filed and the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) Claim(s) 1.35 is/are pending in the application.  4a) Of the above claim(s) 2-9.13.14.16-21.24-26 and 28-33 is/are withdrawn from consideration.  5) Claim(s) is/are allowed.  5) Claim(s) is/are allowed.  6) Claim(s) 1.10-12.15.22.23.27.34 and 35 is/are rejected.  7) Claim(s) is/are objected to.  8) The specification is objected to by the Examiner.  10) The drawing(s) filed on 19 December 2001 is/are: a) accepted or b) objected to by the Examiner.  Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to See 37 CFR 1.121(d).  11) The oath or declaration is objected to by the Examiner.  12) All b) some c) None of:  12) Certified copies of the priority documents have been received in Application No.  3 Certified copies of the priority documents	Period fo	or Reply								
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2) Notice of Draftsperson's Patent Drawing Review (PTO-948)  3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  Paper No(s)/Mail Date  Notice of Informal Patent Application (PTO-152)										
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Application/Control Number: 10/018,985

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## Election/Restrictions

Claims 2-9,13,14,16-21,24-26 and 28-33 are withdrawn from further consideration pursuant to 37 CFR 1.142(b) as being drawn to a nonelected species, there being no allowable generic or linking claim. Election was made without traverse in the reply filed on 06-01-04.

The applicant should review the claims and the elected species and determine which claims are actually readable on a conjugated polymer layer whose function is implanting; a tool array with identical tools; and the tool being an expandable object.

The examiner is unable to detect any disclosed embodiments of an array of tools on a needle inside a catheter where the tool is an expandable cylindrical object for implanting material into the body.

### Drawings

The drawings are objected to under 37 CFR 1.83(a). The drawings must show every feature of the invention specified in the claims. Therefore, the tool or tool arrays being on a needle inserted in a catheter must be shown or the feature(s) canceled from the claim(s). No new matter should be entered.

Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate

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figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. The replacement sheet(s) should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

## Claim Rejections - 35 USC § 112

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 1,10-12,15,22,23,27,34 and 35 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

In claim 1, there is no clear antecedent basis for "the tool".

In claim 15, there is no antecedent basis for "the individual tool".

### Allowable Subject Matter

Claims 1, 10-12,15,22,23,27,34 and 35 would be allowable if rewritten or amended to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action.

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## Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Glenn K Dawson whose telephone number is 703-308-4304. The examiner can normally be reached on M-Th 7:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Anhtuan T. Nguyen can be reached on 703-308-2154. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Glenn K Dawson Primary Examiner Art Unit 3731

Gkd 30 August 2004